

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

UNITED STATES OF AMERICA,) CASE NO. 1:19-cr-184
)
)
PLAINTIFF,) JUDGE SARA LIOI
)
)
vs.)
)
) ORDER
ERICK YAMIL JIMINEZ-)
RODRIGUEZ,)
)
)
DEFENDANT.)

This matter is before the Court upon Magistrate Judge Kathleen B. Burke's Report and Recommendation that the Court ACCEPT the plea of guilty of defendant Erick Yamil Jiminez-Rodriguez and enter a finding of guilty against defendant. (Doc. No. 314.)

On June 19, 2019, the government filed a Superseding Indictment against defendant. (Doc. No. 15.) On February 5, 2020, this Court issued an order assigning this case to Magistrate Judge Burke for the purpose of receiving defendant's guilty plea. (Doc. No. 304.)

On February 11, 2020, a hearing was held in which defendant entered a plea of guilty to Count 1 of the Superseding Indictment, charging him with Conspiracy to distribute and possess with intent to distribute controlled substances, in violation of 21 U.S.C. Section 846 and 841 (a)(1) and (b)(1)(C). Magistrate Judge Burke received defendant's guilty plea and issued a Report and Recommendation ("R&R") recommending that this Court accept the plea and enter a finding of guilty. (Doc. No. 314.)

Neither party objected to the Magistrate Judge's R&R in the fourteen days after it was issued.

Upon *de novo* review of the record, the Magistrate Judge's R&R is ADOPTED. Specifically, the Court finds as follows: that the defendant is competent to enter a plea, that he understands his constitutional rights, that he is aware of the consequences of entering a plea, and that there is an adequate factual basis for the plea. The Court further finds that the plea was entered knowingly, intelligently, and voluntarily. Accordingly, the defendant's plea of guilty is APPROVED.

Therefore, the defendant is adjudged guilty of Count 1s in violation of 21 U.S.C. Section 846 and 841 (a)(1) and (b)(1)(C). The sentencing will be held on June 9, 2020 at 10:00 a.m.

IT IS SO ORDERED.

Dated: March 11, 2020


HONORABLE SARA LIOI
UNITED STATES DISTRICT JUDGE